



65-205
Re amdt # 5/A "Seq"
Dkt. 50865/JPW/JML

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Dusan Bartsch et al.
Serial No. : 08/656,811
Filing Date : June 3, 1996
For : METHOD FOR ENHANCING LONG-TERM MEMORY
IN A SUBJECT AND USES THEREOF

1185 Avenue of the Americas
New York, New York 10036
September 24, 1996

Assistant Commissioner for Patents
Washington, D.C. 20231

Box: Missing Part

Sir:

COMMUNICATION IN RESPONSE TO AUGUST 28, 1996 NOTICE
TO FILE MISSING PARTS OF APPLICATION UNDER 37 C.F.R. §1.53(d)

This Communication is submitted in response to a Notice to File Missing Parts of Application under 37 C.F.R. §1.53(d) issued in connection with the above-identified patent application on August 28, 1996. A response to the August 28, 1996 Notice is due September 28, 1996. Accordingly, this Communication is being timely filed.

Applicants attach hereto a copy of the Notice as Exhibit A. Applicants hereby submit an executed Declaration and Power of Attorney pursuant to 37 C.F.R. §1.53(d) and in compliance with 37 C.F.R. §1.63 (Exhibit B hereto). The Declaration refers to the application's above-identified serial number and filing date.

As to items 1 and 2 of the August 28, 1996 Notice to File Missing Parts, applicants point out that a properly executed Verified Statement Claiming Small Entity Status was filed with the subject application. Applicants small entity status is still applicable. A copy of the Verified Statement is attached hereto as Exhibit C. Applicants are somewhat confused as to items 1 and 2 of the Notice since a check for the proper amount under small entity
1 205 65.00 CK

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status, namely \$608.00 was enclosed with the subject application (Exhibit D hereto).

Regarding item 10 of the Notice, applicants are not sure whether the check mark in the box next to item 10 was erased. Applicants also point out that there was no Notice to Comply with Sequence Rules attached to the August 28, 1996 Notice. In any event, applicants attach hereto a copy of the Statement in Accordance with 37 C.F.R. §1.821(f) (Exhibit E), a copy of pages 65-75 of the originally filed application which contain the Sequence Listing (Exhibit F) and another floppy disk.

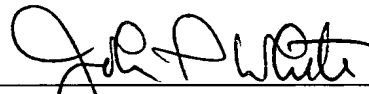
Finally, applicants point out that the Verified Statement, the check for \$608.00, the Statement in Accordance with 37 C.F.R. §1.821(f), pages 65-75 of the specification and a floppy disk with the sequence listing information were filed with the subject application on June 3, 1996. Accordingly, applicants attach hereto as Exhibit G a copy of the self-addressed postcard which was stamped by the United States Patent and Trademark Office indicating such enclosures with the original filing.

The surcharge for responding to the Notice to File Missing Parts of Application under 37 C.F.R. §1.53(d) is SIXTY FIVE DOLLARS (\$65.00) for a small entity. Applicants previously established small entity status and such status is still applicable. A check for this amount (\$65.00) is enclosed.

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No fee other than the \$65.00 surcharge fee is deemed necessary in connection with the filing of this Communication. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



John P. White
Registration No. 28,678
Attorney for Applicants
Cooper & Dunham LLP
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New York, New York 10036
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents Washington, D.C. 20231

 9/24/96
John P. White Date
Reg. No. 28,678



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
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08/656,811 06/03/96 BARTSCH

D 50865/JFW/JM

0242/0828

JOHN P WHITE
COOPER & DUNHAM
1185 AVENUE OF THE AMERICAS
NEW YORK NY 10036

0000

DATE MAILED:

08/28/96

NOTICE TO FILE MISSING PARTS OF APPLICATION FILING DATE GRANTED

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted **ALONG WITH THE PAYMENT OF A SURCHARGE** for items 1 and 3-6 only of \$ 130.00 for large entities or \$ 65.00 for small entities who have filed a verified statement claiming such status. The surcharge is set forth in 37 CFR 1.16(e).

If all required items on this form are filed within the period set below, the total amount owed by applicant as a ☒ large entity, ☐ small entity (verified statement filed), is \$ _____.

Applicant is given **ONE MONTH FROM THE DATE OF THIS LETTER, OR TWO MONTHS FROM THE FILING DATE** of this application, **WHICHEVER IS LATER**, within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

1. ☒ The statutory basic filing fee is: ☐ missing ☒ insufficient. Applicant as a ☒ large entity ☐ small entity, must submit \$ 142.00 to complete the basic filing fee.
 2. ☒ Additional claim fees of \$ 400.00 as a ☒ large entity, ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
 3. ☒ The oath or declaration:
☒ is missing.
☐ does not cover the newly submitted items.
- An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date is required.
4. ☐ The oath or declaration does not identify the application to which it applies. An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
 5. ☐ The signature(s) to the oath or declaration is/are: ☐ missing; ☐ by a person other than the inventor or a person qualified under 37 CFR 1.42, 1.43, or 1.47. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
 6. ☐ The signature of the following joint inventor(s) is missing from the oath or declaration:
_____. An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.
 7. ☐ The application was filed in a language other than English. Applicant must file a verified English translation of the application and a fee of \$ _____ under 37 CFR 1.17(k), unless this fee has already been paid.
 8. ☐ A \$ _____ processing fee is required since your check was returned without payment. (37 CFR 1.21(m)).
 9. ☐ Your filing receipt was mailed in error because your check was returned without payment.
 10. ☒ The application does not comply with the Sequence Rules. See attached Notice to Comply with Sequence Rules 37 CFR 1.821-1.825.
 11. ☐ Other.

Direct the response to Box Missing Part and refer any questions to the Customer Service Center at (703) 308-1202.

A copy of this notice MUST be returned with the response.